

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

Court Minutes

October 4, 2010

C063435 THE PEOPLE v. DERRICK HUNTER (Not For Publication)

The matter is remanded to the trial court to allow defendant the opportunity to withdraw his plea to count five. Should he fail to do so within 60 days of the filing of the remittitur, the judgment is affirmed.

SIMS, Acting P.J.

We Concur: Robie, J.
 Butz, J.

**C063461 RANSTROM v. ELDRIDGE CONSTRUCTION, (Not For Publication)
INC.; KINGS ARCO ARENA, LTD.**

The appeals from the order granting ECI's summary judgment in the foreclosure action and from the order dismissing the case against Arena in the foreclosure action are dismissed. The appeal from the default judgment in the action on ECI's cross-complaint is deemed abandoned. The parties shall bear their own costs on appeal. (Cal. Rules of Court, rule 8.278 (a)(5).)

BLEASE, Acting P.J.

We Concur: Sims, J.
 Raye, J.

**C060217 In re ANDREW B.; THE PEOPLE v. (Not For Publication)
ANDREW B.**

The judgment is affirmed.

BLEASE, Acting P.J.

We Concur: Nicholson, J.
 Cantil-Sakauye, J.

October 5, 2010

**C061874 THE PEOPLE v. (Not For Publication)
MICHAEL DEAN NUNLEY II**

Defendant's conviction for rape of an incompetent person is reversed and the trial court is ordered to enter judgment of dismissal on that count. In all other respects, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment and to forward a certified copy to the Department of Corrections and Rehabilitation.

ROBIE, J.

We Concur: Raye, Acting P.J.
 Butz, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
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Court Minutes

October 5, 2010, Continued

- C062499 THE PEOPLE v. (Not For Publication)**
DAVID PAUL COLLOM
The convictions for inflicting corporal injury (with its accompanying great bodily injury enhancement) and grossly negligent discharge of a firearm are affirmed, but otherwise the judgment is reversed and the case is remanded to the trial court for further proceedings consistent with this opinion.
ROBIE, J.
We Concur: Blease, Acting P.J.
 Butz, J.
- C062207 In re C.B. et al.; SACRAMENTO COUNTY (Not For Publication)**
DEPARTMENT OF HEALTH AND HUMAN
SERVICES v. STACEY B.
The juvenile court's orders are affirmed.
BUTZ, J.
We Concur: Scotland, Acting P.J.*
 Sims, J.
- C063737 THE PEOPLE v. (Not For Publication)**
JEFFERSON WILLIAM THAMES
The judgment is affirmed.
ROBIE, J.
We Concur: Nicholson, Acting P.J.
 Butz, J.
- C061919 YELINEK et al. v. LANE (Not For Publication)**
The judgment is affirmed. Because respondent Robert Lane has filed no respondent's brief in this court, we deem it appropriate that the parties shall bear their own costs on appeal. (Cal. Rules of Court, rule 8.278 (a)(5).)
SIMS, J.
We Concur: Blease, Acting P.J.
 Cantil-Sakauye, J.
- C063571 In re ANGEL B.; YUBA COUNTY (Not For Publication)**
DEPARTMENT OF HEALTH AND
HUMAN SERVICES v. JOSEPH B.
The juvenile court's order is affirmed.
BUTZ, J.
We Concur: Scotland, Acting P.J.*
 Robie, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
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October 6, 2010

C061194 THE PEOPLE v. (Not For Publication)
RUSSELL WADE MILLER

The judgment is modified to award defendant 186 days of presentence conduct credits. As modified, the judgment is affirmed. The trial court shall prepare an amended abstract of judgment and forward it to the Department of Corrections and Rehabilitation.

CANTIL-SAKAUYE, J.

We Concur: Scotland, Acting P.J.*
Butz, J.

C061320 THE PEOPLE v. (Not For Publication)
BOBBY RAY GRANT

The conviction on count 8, being a felon in possession of ammunition, is reversed. The sentence on count 7, making a criminal threat, is stayed. In all other respects, the judgment is affirmed. The superior court is directed to issue an amended abstract of judgment reflecting the reversal of count 8 and the sentence thereon, and to forward a certified copy of the same to the Department of Corrections and Rehabilitation.

SIMS, Acting P.J.

We Concur: Raye, J.
Cantil-Sakauye, J.

C062054 THE PEOPLE v. (Not For Publication)
ROBERT NOEL MISTLER

The judgment is affirmed.

CANTIL-SAKAUYE, J.

We Concur: Nicholson, Acting P.J.
Robie, J.

C064098 THE PEOPLE v. (Not For Publication)
MARTHA LYDIA MARTINEZ

The judgment is affirmed.

MAURO, J.

We Concur: Nicholson, Acting P.J.
Butz, J.

C060907 Estate of ROBERT E. ROBERTS, Deceased (Not For Publication)
ROBERTS v. ROBERTS et al.

The judgment (order) is affirmed. Respondents are awarded their costs on appeal. (Rule 8.278 (a)(2).)

BUTZ, J.

We Concur: Scotland, Acting P.J.*
Robie, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

Court Minutes

October 6, 2010, Continued

C064178 STATE OFFICE OF THE INSPECTOR (Not For Publication)
GENERAL et al. v. THE SUPERIOR COURT OF
SACRAMENTO COUNTY; THE SACRAMENTO
BEE et al.

The alternative writ is discharged. The petition for a peremptory writ of mandate is granted. The Superior Court of Sacramento County is directed to set aside its order of February 5, 2010, compelling OIG and the Inspector General to disclose investigative files to the Sacramento Bee, KCRA, and the San Francisco Chronicle or produce files to the superior court for in camera review. The stay previously issued by this court shall be dissolved as of the date this opinion is final. OIG and the Inspector General shall recover costs. (Cal. Rules of court, rule 8.493 (a)(1)(A).)

CANTIL-SAKAUYE, J.

We Concur: Blease, Acting P.J.
 Hull, J.

October 7, 2010

C062714 THE PEOPLE v. (Not For Publication)
JOSEPH DOUGLAS WILLIS

The judgment is affirmed.

HULL, Acting P.J.

We Concur: Butz, J.
 Cantil-Sakauye, J.

C060142 THE PEOPLE v. (Not For Publication)
MICAH JEREMY LIGHTBURNER

The judgment is affirmed.

HULL, J.

We Concur: Nicholson, Acting P.J.
 Robie, J.

C062087 THE PEOPLE v. ZENITH GILLIAM (Not For Publication)

The judgment is affirmed.

NICHOLSON, Acting P.J.

We Concur: Raye, J.
 Cantil-Sakauye, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

Court Minutes

October 7, 2010, Continued

- C062833 THE PEOPLE v. (Not For Publication)**
ANGEL HERNANDEZ RAMOS
The judgment is modified... As so modified, the judgment is affirmed. ...
RAYE, Acting P.J.
We Concur: Robie, J.
Butz, J.
- C063051 THE PEOPLE v. DOCK McNEELY (Not For Publication)**
The judgment is affirmed. The trial court is directed to amend the abstract of judgment to reflect the total number of credits granted at 655 and forward a copy of the amended abstract to the Department of Corrections and Rehabilitation.
HULL, Acting P.J.
We Concur: Robie, J.
Butz, J.
- C063170 THE PEOPLE v. JIM CAGE (Not For Publication)**
The judgment is affirmed.
HULL, Acting P.J.
We Concur: Robie, J.
Butz, J.
- C063260 THE PEOPLE v. (Not For Publication)**
DANA JAMAL POUGH
The judgment is affirmed.
RAYE, Acting P.J.
We Concur: Robie, J.
Butz, J.
- C063805 THE PEOPLE v. (Not For Publication)**
JEREMY JOSEPH CUNNINGHAM
The matter is remanded to the trial court with directions to specify, if it has not already done so, that defendant is entitled to the additional conduct credits provided by Penal Code section 4019, effective January 25, 2010, and to prepare an amended abstract of judgment reflecting the additional credits. In all other respects, the judgment is affirmed.
SCOTLAND, Acting P.J.*
We Concur: Blease, J.
Nicholson, J.

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October 7, 2010, Continued

- C063970 THE PEOPLE v. RONALD BEATTY (Not For Publication)**
The judgment is affirmed.
SCOTLAND, Acting P.J.*
We Concur: Hull, J.
Robie, J.
- C064281 THE PEOPLE v. (Not For Publication)**
TIMOTHY LEE FLANAGAN
The judgment is affirmed.
RAYE, J.
We Concur: Blease, Acting P.J.
Mauro, J.
- C063811 SISKIYOU COUNTY v. (Certified For Publication)**
STATE PERSONNEL BOARD; DUNCAN
The superior court's judgment is reversed, and the court is directed to enter a new judgment denying the County's petition for a writ of administrative mandamus. The parties shall bear their own costs on appeal. (Cal. Rules of Court, rule 8.278 (a)(5).)
SCOTLAND, Acting P.J.*
We Concur: Nicholson, J.
Robie, J.
- C063333 In re O.C. et al.; SACRAMENTO COUNTY (Not For Publication)**
DEPARTMENT OF HEALTH AND HUMAN SERVICES v. JEANNIE N.
The judgment of disposition is affirmed.
BLEASE, Acting P.J.
We Concur: Sims, J.
Nicholson, J.
- C063635 In re G.O.; THE PEOPLE v. G.O. (Not For Publication)**
The cause is remanded with directions to the juvenile court to modify the minor's probation conditions consistent with this opinion. In all other respects, the judgment is affirmed.
HULL, Acting P.J.
We Concur: Butz, J.
Cantil-Sakauye, J.

**COURT OF APPEAL
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THIRD APPELLATE DISTRICT**

Court Minutes

October 7, 2010, Continued

C063250 In re S.C. et al.; BUTTE COUNTY (Not For Publication)
DEPARTMENT OF EMPLOYMENT
AND SOCIAL SERVICES v. G.C.

THE COURT:

It is ordered that the opinion filed herein on September 9, 2010, be modified...

This modification does not effect a change in the appellate judgment.

With the above modification, the petition for rehearing is denied.

BY THE COURT:

HULL, Acting P.J.

Butz, J.

Cantil-Sakauye, J.

C064181 GEICO GENERAL INSURANCE COMPANY et al. v. THE SUPERIOR COURT
OF CALAVERAS COUNTY; NORDSTROM et al.

BY THE COURT:

Real Parties in Interest's petition for rehearing is denied.

SCOTLAND, Acting P.J.*

October 8, 2010

C063006 In re K.M.; THE PEOPLE v. K.M. (Not For Publication)

The great bodily injury and personal weapon use enhancements are stricken. As modified, the judgment is affirmed.

RAYE, Acting P.J.

We Concur: Robie, J.

Cantil-Sakauye, J.

C064503 In re D.B.; SACRAMENTO COUNTY (Not For Publication)
DEPARTMENT OF HEALTH AND HUMAN
SERVICES v. DALE L.

The orders of the juvenile court are affirmed.

BUTZ, J.

We Concur: Nicholson, Acting P.J.

Mauro, J.

**COURT OF APPEAL
STATE OF CALIFORNIA
THIRD APPELLATE DISTRICT**

Court Minutes

October 8, 2010, Continued

C057609

**THE PEOPLE v.
MICAH BENJAMIN MINOR**

(Certified For Publication)

THE COURT:

It is ordered that the opinion filed herein on September 8, 2010, be modified...

There is no change in the judgment.

Defendant's petition for rehearing is denied.

BY THE COURT:

BLEASE, Acting P.J.

Sims, J.

Raye, J.